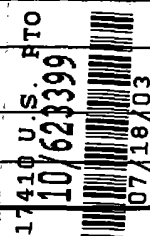


**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	58550.US/1720.0
First Named Inventor	David Watermeier et al.
Title	AMNIOTIC MEMBRANE PERFORATOR
Express Mail Label No.	EV 327 364 458 US

**APPLICATION ELEMENTS**
See MPEP Chapter 600 concerning utility patent application contents.**ADDRESS TO:** Commissioner for Patents
Mail Stop PATENT APPLICATION
P.O. Box 1450
Alexandria, VA 22313-1450

- | | | | |
|---|-------------------------------------|---|------------------|
| 1 | <input checked="" type="checkbox"/> | Fee Transmittal Form (e.g. PTO/SB/17)
(Submit an original and a duplicate for fee processing) | |
| 2 | <input type="checkbox"/> | Applicant claims small entity status | |
| 3 | <input checked="" type="checkbox"/> | Specification | [Total Pages 8] |
| 4 | <input checked="" type="checkbox"/> | Drawing(s) (35 U.S.C 113) | [Total Sheets 3] |
| 5 | | Oath or Declaration | [Total Pages 2] |
| | a. | <input checked="" type="checkbox"/> UN-executed (original or copy) | |
| | b. | <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) | |
| | i. | <input type="checkbox"/> DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in
the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). | |
| 6 | <input type="checkbox"/> | Application Data Sheet. See 37 C.F.R. 1.76 | |
| 7 | <input type="checkbox"/> | CD-ROM or CD-R in duplicate, large table or
Computer Program (Appendix) | |
| 8 | | Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary) | |
| | a. | <input type="checkbox"/> Computer Readable Form (CRF) | |
| | b. | Specification Sequence Listing on: | |
| | | i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or | |
| | | ii. <input type="checkbox"/> paper | |
| | c. | <input type="checkbox"/> Statement verifying identity of above copies | |

ACCOMPANYING APPLICATION PARTS

- | | | | |
|----|-------------------------------------|---|---|
| 9 | <input type="checkbox"/> | Assignment Papers (cover sheet & document(s)) | |
| 10 | <input type="checkbox"/> | 37 CFR 3.73(b) Statement
(when there is an assignee) | <input type="checkbox"/> Power of Attorney |
| 11 | <input type="checkbox"/> | English Translation Document (if applicable) | |
| 12 | <input type="checkbox"/> | Information Disclosure
Statement (IDS)/PTO-1449 | <input type="checkbox"/> Copies of IDS
Citations |
| 13 | <input type="checkbox"/> | Preliminary Amendment | |
| 14 | <input checked="" type="checkbox"/> | Return Receipt Postcard (MPEP 503)
(Should be specifically itemized) | |
| 15 | <input type="checkbox"/> | Certified Copy of Priority Document(s)
(if foreign priority is claimed) | |
| 16 | <input checked="" type="checkbox"/> | Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i).
Applicant must attach form PTO/SB/35 or its equivalent | |
| 17 | <input type="checkbox"/> | Other: | |

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment:☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.:

Prior application information: Examiner

Group / Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

Customer No. 000408 or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or Correspondence address below

Name LUEDEKA, NEELY & GRAHAM, P.C.

Address P.O. Box 1871

City Knoxville

State

Tennessee

Zip Code

37901

Country U.S.

Telephone

865-546-4305

Fax

865-523-4478

Name (Print/Type) ROBERT O. FOX

Registration No. (Attorney) 34,165

Signature

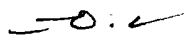
Date July 18, 2003

Approved for use through 10/31/2002. OMB 0651-0031
 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
 Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of
 Information unless it displays a valid OMB control number.

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor	David WATERMEIER et al.
	Title	AMNIOTIC MEMBRANE PERFORATOR
	Atty Docket Number	58550.US / 1720.0

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

July 18, 2003
 Date


 Signature

Typed or Printed Name: ROBERT O. FOX

Registration No. 34,165

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this non-publication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application. (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:**

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

Complete If Known

Application Number

Filing Date

July 18, 2003

First Named Inventor

David Watermeier et al.

Examiner Name

Group / Art Unit

TOTAL AMOUNT OF PAYMENT

(\$). 750.

Attorney Docket No.

58550.US/1720.0

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account No. 12-2355

Deposit Account Name:

LUEDEKA, NEELY & GRAHAM

☒

Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17.

2. ☒ Payment Enclosed: Check No. 48816

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	750	201	375	Utility filing fee	750.
106	330	206	165	Design filing fee	
107	520	207	260	Plant filing fee	
108	750	208	375	Reissue filing fee	
114	160	214	80	Provisional filing fee	
SUBTOTAL (1)					(\$). 750.

2. EXTRA CLAIM FEES

Extra Fee from Claims below

Total Claims 5 - 20** = 0 X 0 = 0

Independent Claims 2 - 3** = 0 X 0 = 0

Multiple Dependent Claims X =

**or number previously paid, if greater.

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim	
SUBTOTAL (2)					(\$). 0

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
Other fee (specify)					
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$). 0

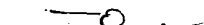
SUBMITTED BY

Typed or Printed Name

Robert O. Fox

Registration No. 34,165

Signature



Date July 18, 2003